

**A SUBSTITUTE RESOLUTION BY
FINANCE/ EXECUTIVE COMMITTEE**

08-R-0639

A RESOLUTION TO AMEND THE CONTRACT BETWEEN THE CITY OF ATLANTA AND ASTRA GROUP, INC. ("ASTRA GROUP") FOR FC-3007000030, SWIMMING POOL RENOVATIONS AT VARIOUS SITES, FOR THE PURPOSE OF PROVIDING RENOVATIONS TO THE CHASTAIN MEMORIAL PARK POOL AND BATH HOUSE AND ROSA BURNEY PARK POOL, BY AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 2 WITH ASTRA GROUP, ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION, AND CULTURAL AFFAIRS, IN AN AMOUNT NOT TO EXCEED ONE MILLION ONE HUNDRED FIFTY ONE THOUSAND EIGHT HUNDRED FIFTY NINE DOLLARS (\$1,151,859.00); ALL CONTRACTED SERVICES SHALL BE CHARGED TO AND PAID FROM 3129 (2005 A PARK IMPROVEMENT BOND FUND) DEPT. 140106 ACCOUNT: 5413002 (BUILDING IMPROVEMENTS) FUND ACTIVITY: 6220000, PROJECT: 100190 (SWIMMING POOL IMPROVEMENTS CITY WIDE) FUNDING SOURCE: 91078 (PARK IMPROVEMENT LEVY REV.9999) \$928,859.00; AND 2502 (EMPOWERMENT ZONE FUND), DEPT 250101 (PCD COMMISSIONER OF DPCD), ACCOUNT: 5239004 (SERVICE GRANTS), FUNCTION ACTIVITY: 1320000 (CHIEF EXECUTIVE), PROJECT: 202684 (GREENSPACE IMPROVEMENTS TO RECREATION FACILITIES), FUNDING SOURCE: 3094 (US HUD EZ TITLE XX 93 2 AGB0) \$223,000.00; AND FOR OTHER PURPOSES.

WHEREAS, ten (10) of the City of Atlanta's ("City") swimming pools require extensive renovations to the pool structure, mechanical and plumbing equipment and related items; and

WHEREAS, the City advertised for FC-3007000030, Swimming Pool Renovations at Various Sites, on behalf of the Department of Parks, Recreation and Cultural Affairs ("Department"), and awarded the agreement to Astra Group, Inc., in amount not to exceed five million seven hundred twelve thousand four hundred nineteen dollars (\$5,712,419.00); and

WHEREAS, on September 4, 2007, the City Council adopted resolution 07-R-1658 and the Mayor approved the same on September 12, 2007, which authorized the Mayor to enter into a contract with Astra Group, Inc. for FC-3007000030, Swimming Pool Renovations at Various Sites, in an amount not to exceed five million seven hundred twelve thousand four hundred nineteen dollars (\$5,712,419.00); and

WHEREAS, the Department executed Change Order No. 1 on November 15, 2007 in the amount of five hundred seventy one thousand one hundred forty one dollars (\$571,141.00) in order to initiate the structural investigation and demolition of the pool work and pump house as the Chastain Memorial Park Pool to open the pool for the 2008 swim season; and

WHEREAS, the Department has identified extensive repairs and renovations are needed to open the Chastain Memorial Park Pool and Rosa Burney Park Pool for the 2008 season; and

WHEREAS, these newly identified renovations which will result in timely and cost effective improvements to the aforesaid facilities for the 2008 swim season; and

WHEREAS, the Department of Parks, Recreation, and Cultural Affairs and Chief Procurement Officer of the Department of Procurement have recommended Change Order No. 2 with Astra Group Inc. for FC-3007000030 Swimming Pool Renovations at Various Sites, for the purpose providing renovations to the Chastain Memorial Park Pool and Bath House and the Rosa Burney Park Pool, in an amount not to exceed one million one hundred fifty one thousand eight hundred fifty nine dollars (\$1, 151,859.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor or her designee is authorized to execute Change Order No. 2 with Astra Group Inc. for FC-3007000030 Swimming Pool Renovations at Various Sites, for the purpose providing renovations to the Chastain Memorial Park Pool and Bath House and the Rosa Burney Park Pool, in an amount not to exceed one million one hundred fifty one thousand eight hundred fifty nine dollars (\$1, 151,859.00).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to prepare the appropriate documents for execution by the Mayor or designee.

BE IT FURTHER RESOLVED, that said documents will not become binding on the City and the City will incur no obligation nor liability under the same until they have been executed by the Mayor or designee, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Astra Group Inc.

BE IT FINALLY RESOLVED, ALL CONTRACTED SERVICES SHALL BE CHARGED TO AND PAID FROM 3129 (2005 A PARK IMPROVEMENT BOND FUND) DEPT. 140106 ACCOUNT: 5413002 (BUILDING IMPROVEMENTS) FUND ACTIVITY: 6220000, PROJECT: 100190 (SWIMMING POOL IMPROVEMENTS CITY WIDE) FUNDING SOURCE: 91078 (PARK IMPROVEMENT LEVY REV.9999) \$928,859.00; AND 2502 (EMPOWERMENT ZONE FUND), DEPT 250101 (PCD COMMISSIONER OF DPCD), ACCOUNT: 5239004 (SERVICE GRANTS), FUNCTION ACTIVITY: 1320000 (CHIEF EXECUTIVE), PROJECT: 202684 (GREENSPACE IMPROVEMENTS TO RECREATION FACILITIES), FUNDING SOURCE: 3094 (US HUD EZ TITLE XX 93 2 AGB0) \$223,000.00.

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WHEREAS, the Department has identified extensive repairs and renovations needed to open the Chastain Memorial Park Pool for the 2008 season; and

WHEREAS, these newly identified renovations which will result in timely and cost effective improvements to the aforesaid facilities for the 2008 swim season; and

WHEREAS, the Department of Parks, Recreation, and Cultural Affairs and Chief Procurement Officer of the Department of Procurement have recommended Change Order No. 2 with Astra Group, Inc. for FC-3007000030 Swimming Pool Renovations at Various Sites, for the purpose providing renovations to the Chastain Memorial Park Pool and Bath House and the Rosa Burney Park Pool, in an amount not to exceed one million one hundred fifty one thousand eight hundred fifty nine dollars (\$1, 151,859.00).

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Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Finance/Executive Committee

A RESOLUTION TO AMEND THE CONTRACT BETWEEN THE CITY OF ATLANTA AND ASTRA GROUP, INC. ("ASTRA GROUP") FOR FC-3007000030, SWIMMING POOL RENOVATIONS AT VARIOUS SITES, FOR THE PURPOSE OF PROVIDING RENOVATIONS TO THE CHASTAIN MEMORIAL PARK POOL AND BATH HOUSE AND ROSA BURNEY PARK POOL, BY AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 2 WITH ASTRA GROUP, ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION, AND CULTURAL AFFAIRS, IN AN AMOUNT NOT TO EXCEED ONE MILLION ONE HUNDRED FIFTY ONE THOUSAND EIGHT HUNDRED FIFTY NINE DOLLARS (\$1,151,859.00); ALL CONTRACTED SERVICES SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBERS: 3129 (2005 A PARK IMPROVEMENT BOND FUND) DEPT. 140106 ACCOUNT: 5413002 (BUILDING IMPROVEMENTS) FUND ACTIVITY: 6220000, PROJECT: 100190 (SWIMMING POOL IMPROVEMENTS CITY WIDE) FUNDING SOURCE: 91078 (PARK IMPROVEMENT LEVY REV.9999) \$928,859.00; AND 2502 (EMPOWERMENT ZONE FUND), DEPT 250101 (PCD COMMISSIONER OF DPCD), ACCOUNT: 5239004 (SERVICE GRANTS), FUNCTION ACTIVITY: 1320000 (CHIEF EXECUTIVE), PROJECT: 202684 (GREENSPACE IMPROVEMENTS TO RECREATION FACILITIES), FUNDING SOURCE: 3094 (US HUD EZ TITLE XX 93 2 AGB0) \$223,000.00; AND FOR OTHER PURPOSES.

Council Meeting Date: April 21, 2008

Requesting Dept.: Department of Parks, Recreation and Cultural
Affairs

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislative request is to authorize a Resolution authorizing the Mayor to execute a Change Order No. 2 with ASTRA Group Inc. for contract number FC3007000030-Swimming Pool Renovations at Various Sites for the purpose of making improvements and renovations to the Chastain Memorial Park Pool and Bath House and Rosa Burney Park Pool on behalf of the Department of Parks, Recreation and Cultural Affairs/Office of Park Design in an amount not to exceed \$1,151,859.00; all contracted work will be charged and paid from fund, account and center numbers Fund: 3129 (2005 A Park Improvement Bond Fund) Dept. 140106 Account: 5413002 (Building Improvements) Fund Activity: 6220000, Project: 100190 (Swimming Pool Improvements City Wide) Funding Source: 91078 (Park Improvement Levy Rev.9999) \$ 928,859.00

Fund: 2502(Empowerment Zone Fund), Dept.:250101(PCD Commissioner of DPCD), Account: 5239004 (Service Grants), Function Activity: 1320000 (Chief Executive), Project:

202684(Greenspace Improvements to Recreation Facilities), Funding Source: 30904 (US HUD EZ Title XX 93 2 AGB0) \$223,000.00

2. Please provide background information regarding this legislation.

The City of Atlanta entered into a contract with ASTRA Group Inc., FC-3007000030 Swimming Pool Renovations at Various Sites, Resolution 07-R-1658. In order to open the Chastain Memorial Park Pool for the 2008 season extensive repairs and renovations are needed to the pool and bathhouse. Rosa Burney Park Pool is also in need of extensive renovations. Execution of this Change Order #2 will result in the timely and cost effective improvements to these facilities.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Construction Agreement

(b) **Source Selection:** N/A

(c) **Bids/Proposals Due:** N/A

(d) **Invitations Issued:** N/A

(e) **Number of Bids:** N/A

(f) **Proposals Received:** N/A

(g) **Bidders/Proponents:** Astra Group, Inc. was awarded the contract

(h) **Term of Contract:** 14 Months

4. Fund Account Center: Fund: 3129 (2005 A Park Improvement Bond Fund) Dept. 140106 Account: 5413002 (Building Improvements) Fund Activity: 6220000, Project: 100190 (Swimming Pool Improvements City Wide) Funding Source: 91078 (Park Improvement Levy Rev.9999) \$ 928,859.00

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5. Source of Funds: 2005A Park Improvement Bond Fund and ACoRA–Empowerment Zone Funds

6. Fiscal Impact: his legislation will result in a reduction in the amount of \$1,151,859.00. to the following Fund Account Center Numbers:

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7. Method of Cost Recovery:

This Legislative Request Form Was Prepared By: Sushma K. Dersch, Office of Park Design and Debra F. Harris, Department of Parks, Recreation and Cultural Affairs.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Debra F. Harris

Contact Number: (404) 330-6002

Originating Department: Department of Parks, Recreation and Cultural Affairs

Committee(s) of Purview: Finance/Executive Committee

Chief of Staff Deadline: March 19, 2008

Anticipated Committee Meeting Date(s): April 2, 2008

Anticipated Full Council Date: April 21, 2008

Legislative Counsel's Signature: Terry Grandison

Commissioner Signature: Dianne Harrell Cohen SD

Chief Procurement Officer Signature: _____

CAPTION

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Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 3.19.08 Reviewed by: [Signature]
(date) (date)